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Attorneys for Plaintiff
10 United States of America

11 UNITED STATES DISTRICT COURT
12 SOUTHERN DISTRICT OF CALIFORNIA

13 UNITED STATES OF AMERICA,) Crim. Case No. 10CR4246-JM
14 Plaintiff,)
15 v.) **UNITED STATES' SUPPLEMENTAL**
16 BASAALY MOALIN, et al.,) **MEMORANDUM IN SUPPORT OF**
17 Defendants.) **MOTION TO PERMIT WITNESS TO**
18) **TESTIFY UNDER PSEUDONYM**
19)

20 COMES NOW, the plaintiff, UNITED STATES OF AMERICA, by
21 and through its counsel, LAURA E. DUFFY, United States
22 Attorney, and WILLIAM P. COLE and CAROLINE P. HAN, Assistant
23 U.S. Attorneys, and STEVEN P. WARD, Trial Attorney, and
24 hereby files its Supplemental Memorandum in Support of
25 Motion to Permit Witness to Testify under Pseudonym, and
26 Proposed Protective Order, which is based upon the files and
27 records of this case.
28

1 The United States moved *in limine* for an Order
2 authorizing its linguist witness to testify under a
3 pseudonym citing fear of reprisal and safety concerns. [Dkt
4 No. 235-1.] The defendants did not object to the United
5 States' motion, agreeing to the witness's use of a pseudonym
6 as long as defense counsel were provided the true name to
7 be used in preparing for cross-examination.

8 The parties have been unable to reach agreement on the
9 wording of a Stipulated Protective Order; therefore, with
10 the start of trial less than a week away, the United States
11 submits a Proposed Order, which we believe protects the
12 linguist's identity, yet provides the defendants the ability
13 to check the linguist's background and qualifications in
14 preparation for cross-examination.

15 DATED: January 22, 2013

16 Respectfully submitted,

17 LAURA E. DUFFY
18 United States Attorney

19 William P. Cole
20 WILLIAM P. COLE
 CAROLINE P. HAN
 Asst United States Attorneys

21 STEVEN P. WARD
22 Trial Attorney

23 Attorneys for Plaintiff
24 United States of America

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,) Crim. Case No. 10CR4246-JM
)
Plaintiff,)
)
v.) CERTIFICATE OF SERVICE
)
BASAALY MOALIN, et al.,)
)
Defendants.)
_____)

IT IS HEREBY CERTIFIED THAT:

I, STEVEN P. WARD , am a citizen of the United States and am at least eighteen years of age. My business address is 880 Front Street, Room 6293, San Diego, California 92101-8893.

I am not a party to the above-entitled action. I have caused service of the **UNITED STATES' SUPPLEMENTAL MEMORANDUM IN SUPPORT OF MOTION TO PERMIT WITNESS TO TESTIFY UNDER PSEUDONYM** on the following parties by electronically filing the foregoing with the Clerk of the District Court using its ECF System, which electronically notifies them:

Joshua L. Dratel
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Thomas Anthony Durkin
Tdurkin@durkinroberts.com

Ahmed Ghappour
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the last known address, at which place there is delivery service of mail from the United States Postal Service.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on January 22, 2013.

s/Steven P. Ward
STEVEN P. WARD